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FLOOR DEBATE

April 18, 2001 LB 781

SPEAKER KRISTENSEN: Committee amendments are adopted. Debating on advancement of the bill, Senator Jensen.

SENATOR JENSEN: Thank you, Mr. Speaker. Members of the body, would Senator Brashear yield to a question, please?

SENATOR BRASHEAR: Yes, Mr. Speaker.

SENATOR JENSEN: Could you tell me, when it talks about domesticated animal, we do have a few places, not too many, in the state that are raising elk and deer and other types of animals. Does that then qualify as a domestic animal when they are either in a fence or...?

SENATOR BRASHEAR: (Laugh) Senator Jensen, it would be my understanding that if somebody undertakes to raise any animal under such conditions as would replicate domesticating them then they assume the responsibility for that under the law, but it's going to be a question of fact for the trier of fact. Is that responsive?

SENATOR JENSEN: I know now as much as I did before I asked the question. (Laughter)

SENATOR BRASHEAR: Well, then it wasn't responsive, and I'm sorry. I'm saying if you have a herd of a hundred buffalo and you put them in a fence and they're on your land then we're going to have exactly the same application of the law with this bill as we'd have without this bill.

SENATOR JENSEN: All right. Thank you. I'll yield my time back to the Chair.

SPEAKER KRISTENSEN: Further debate on advancement? Seeing none, Senator Wehrbein, you're recognized to close.

SENATOR WEHRBEIN: Very briefly, Mr. Speaker, I appreciate the work done on it by the Judiciary Committee and those on the Judiciary Committee and Senator Brashear. I think there was some misunderstanding, particularly in the country, about some